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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 0.5 2002

TECH CENTER 1600/2900 Examiner: S. Sharareh

Filed: May 10, 2001

Serial No.: 09/852,519

In re application of: Ferguson

For: MORE EASILY VISUALIZED PUNCTUM PLUG CONFIGURATIONS

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the restriction requirement dated September 24, 2002, Applicant elects Group I (claims 1-8) with traverse. The Examiner states that inventions I and II are "distinct" because "in the instant case, the position of punctuam [sic] plug can be practiced by a system with [sic] unaided eye." Apart from the fact that there is absolutely no support or foundation for this comment by the Examiner, claim 9 makes direct reference to "the punctum plug of claim 1." As such, at the very least, the Examiner should be examining claims 1-15.

Respectfully submitted

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Date: Nov. 26, 2002

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